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7 **UNITED STATES DISTRICT COURT**
8 EASTERN DISTRICT OF CALIFORNIA
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10 SMIRK'S LTD,

Case No. 1:23-cv-00552-ADA-SAB

11 Plaintiff,

ORDER DIRECTING CLERK OF COURT
TO CLOSE CASE AND ADJUST THE
DOCKET TO REFLECT VOLUNTARY
DISMISSAL PURSUANT TO RULE 41(a)
OF THE FEDERAL RULES OF CIVIL
PROCEDURE

12 v.

13 ARTE SANO, LLC, et al.,

14 Defendants.

(ECF No. 10)

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16 On April 28, 2023, a stipulation was filed signed by the Plaintiff and the served
17 Defendant, dismissing this action without prejudice and with each party to bear its own costs and
18 fees. (ECF No. 10.) In light of the stipulation of the parties, this action has been terminated,
19 Fed. R. Civ. P. 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997),
20 and has been dismissed with prejudice and without an award of costs or attorneys' fees.

21 Accordingly, the Clerk of the Court is HEREBY ORDERED to CLOSE the file in this
22 case and adjust the docket to reflect voluntary dismissal of this action pursuant to Rule 41(a).

23 IT IS SO ORDERED.

24 Dated: May 1, 2023



UNITED STATES MAGISTRATE JUDGE